

**A SUBSTITUTE RESOLUTION
BY FINANCE/ EXECUTIVE COMMITTEE**

07-R-0592

A RESOLUTION AUTHORIZING THE MAYOR OR HER DESIGNEE TO EXECUTE RENEWAL AGREEMENT NO. 3 WITH ING FINANCIAL SERVICES, FOR FC-7339-01, DEFINED CONTRIBUTION PLAN, ON BEHALF OF THE DEPARTMENT OF FINANCE, IN AN AMOUNT NOT TO EXCEED SIXTY THOUSAND DOLLARS AND NO CENTS (\$60,000.00); ALL CONTRACTED WORK WILL BE CHARGED TO AND PAID FROM FUND, ACCOUNT AND CENTER NUMBER 1A01 (GENERAL FUND) 524001 (CONSULTANT/ PROFESSIONAL SERVICES) T31001 (UNALLOCATED FUND WIDE EXPENSES); AND FOR OTHER PURPOSES.

WHEREAS, the City of Atlanta ("City") entered into an agreement with ING Financial Services ("ING") for FC-7339-01, Defined Contribution Plan, pursuant to Resolution 01-R-2028 adopted by the Atlanta City Council on December 3, 2001 and approved by the Mayor on December 11, 2001; and

WHEREAS, the term of the agreement is for three (3) years with three (3) one (1) year renewal options at the City's sole discretion; and

WHEREAS, Resolution 05-R-0997 authorized the execution of Renewal Agreement No. 1, adopted by Atlanta City Council on June 6, 2005 and approved by the Mayor on June 14, 2005; and

WHEREAS, Resolution 06-R-0686 authorized the execution of Renewal Agreement No. 2, adopted by Atlanta City Council on March 20, 2006 and approved by the Mayor on March 28, 2006; and

WHEREAS, ING has performed the contracted services satisfactorily; and

WHEREAS, the Chief Financial Officer of the Department of Finance and the Chief Procurement Officer have recommended the execution of Renewal Agreement No. 3 with ING in an amount not to exceed Sixty Thousand Dollars and No Cents (\$60,000.00).

THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA, HEREBY RESOLVES, that the Mayor or her designee is authorized to execute Renewal Agreement No. 3 with ING Financial Services ("ING") for FC-7339-01, Defined Contribution Plan, in an amount not to exceed Sixty Thousand Dollars and No Cents (\$60,000.00), to be charged to and paid from Fund Account and Center number 1A01 (General Fund) 524001 (Consultant/ Professional Services) T31001 (Unallocated Fund Wide Expenses).

BE IT FURTHER RESOLVED, that the term of the Agreement will be for one (1) year.

BE IT FURTHER RESOLVED, that the Chief Procurement Officer is directed to prepare an appropriate Agreement for execution by the Mayor.

BE IT FINALLY RESOLVED, that the Agreement will not become binding on the City and the City will incur no obligation or liability under it until it has been executed by the Mayor, attested to by the Municipal Clerk, approved as to form by the City Attorney and delivered to ING.

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WHEREAS, the Chief Financial Officer of the Department of Finance and the Chief Procurement Officer have recommended the execution of Renewal Agreement No. 3 with ING in an amount not to exceed Sixty Thousand Dollars and No Cents (\$60,000.00).

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BE IT FURTHER RESOLVED, that the term of the Agreement will be for one (1) year.

Part II: Legislative White Paper: (This portion of the Legislative Request Form will be shared with City Council members and staff)

A. To be completed by Legislative Counsel:

Committee of Purview: Finance/ Executive Committee

Caption: A RESOLUTION AUTHORIZING THE MAYOR OR HER DESIGNEE TO EXECUTE RENEWAL AGREEMENT NO. 3 WITH ING FINANCIAL SERVICES, FOR FC-7339-91, DEFINED CONTRIBUTION PLAN, ON BEHALF OF THE DEPARTMENT OF FINANCE, IN AN AMOUNT NOT TO EXCEED SIXTY THOUSAND DOLLARS AND NO CENTS (\$60,000.00); ALL CONTRACTED WORK WILL BE CHARGED TO AND PAID FROM FUND, ACCOUNT AND CENTER NUMBER 1A01 (GENERAL FUND) 524001 (CONSULTANT/ PROFESSIONAL SERVICES) T31001 (UNALLOCATED FUND WIDE EXPENSES); AND FOR OTHER PURPOSES.

Council Meeting Date: April 16, 2007

Requesting Dept.: Department of Finance

B. To be completed by the department:

1. Please provide a summary of the purpose of this legislation (Justification Statement).

To enter into renewal agreement No. 3 with ING Financial Services, FC-7339-01, Defined Contribution Plan, and to provide for employee disability insurance.

2. Please provide background information regarding this legislation.

In 2001, the City established the Defined Contribution Plan (DC Plan) for certain General Employees. DC Plans required a third party administrator (TPA). The Procurement Department issued FC-7339-01 and requested responses for TPA services. ING Financial Services was the successful respondent. ING Financial Services has performed satisfactorily and the Finance Department wishes to issue the third and final renewal.

3. If Applicable/Known:

(a) **Contract Type (e.g. Professional Services, Construction Agreement, etc):** Professional Services

(b) Source Selection:

(c) Bids/Proposals Due:

(d) Invitations Issued:

(e) Number of Bids:

(f) Proposals Received:

(g) Bidders/Proponents:

(h) Term of Contract:

4. Fund Account Center: 1A01 524001 T31001

5. Source of Funds: *Example:* General Fund

6. Fiscal Impact: \$60,000

7. Method of Cost Recovery: N/A

This Legislative Request Form Was Prepared By: Ray Zies

TRANSMITTAL FORM FOR LEGISLATION

TO: MAYOR'S OFFICE

ATTN: GREG PRIDGEON

Legislative Counsel (Signature): Simone D. Brathwaite

Contact Number: x 6310

Originating Department: Department of Finance

Committee(s) of Purview: Finance/ Executive Committee

Council Deadline: March 12, 2007

Committee Meeting Date(s): March 27-28, 2007 Full Council Date: April 16, 2007.

Commissioner Signature

Janice D. Davis / mac

Chief Procurement Officer

Adam Smith

CAPTION

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FINANCIAL IMPACT: \$60,000.00

Mayor's Staff Only

Received by Mayor's Office:

3.12.07
(date)

Reviewed by:

[Signature]
(date)

Submitted to Council:

3/16/07
(date)